

TEETH TAKEN OUT OF WATER AGREEMENT

Legal Adviser Christy of water Users Receives Notice From Washington That Water Contract Is Made Easier for Farmers

WATER USERS MEET MONDAY

Revised Contract to Be Considered; Minimum Flow Per Acre Reduced and Payments Are Made Easier Than Threatened

To the Members of Council and the Board of Governors of the Salt River Valley Water Users Association:

A joint meeting of the board of governors and the council of the Salt River Valley Water Users Association will be held on Monday, Sept. 23rd at 10 o'clock, to consider the revised form of contract for water service which has been received from Washington.

The revised form provides, in brief, for payment of \$1.10 on October 1st for two acre feet of water; 40 cents for the next foot and 50 cents for the next foot, or \$2.00 for 4 acre feet. Sixty cents an acre foot is to be charged for each foot over four feet. Please be present promptly.

Embodied in the above call are found all the features except one that came in the letter to Captain George D. Christy from the department of the interior. The one additional bit of news concerns the change in section five of the proposed water rental contract. Although it does not indicate any of the changes, the letter assures Captain Christy they will be made. The printed forms for the signing of the new water agreements are being made in Washington and will arrive at the office of the water users association not later than Monday, according to the expectations of Secretary Van der Veer. The minimum flow per acre has been reduced from three to two feet. The price has not been dropped in proportion. At half a dollar a foot and a rule for a minimum of three acre feet a year, the farmer was required to pay \$1.50 on the year's service on the first of each October. The third acre foot costs 40c, the fourth the amount named as the minimum in the former contract and the same amount by the modified form. But the charge for four acre feet under the changed contract is only \$2.00 against \$2.40 under the other form.

When asked his views on the modified contract, Mr. Orme declined to commit himself. "I won't say anything until I see the whole thing next Monday," he said. He believes the new form is a great improvement over the first proposed, but has no ideas as to its relation to the agreement in force heretofore. While the former charge for a year's service was \$1.80, the farmer could buy either the summer service at 60c or the winter's at a dollar, which imposed no strict minimum and was much cheaper than the two new forms.

President Orme and Joseph Cope had planned to leave tonight for Salt Lake city to attend the Federation of Water Users' associations. But the contract difficulty, now on its way to solution, holds them in Phoenix until Monday night at least. The conference in the Lakeside city occurs on Friday, the 27th, so the representatives of the local project have plenty of time to get there.

PHOENIX BOY WINS U. OF A. SCHOLARSHIP

High School Graduate Successful in Competition to Enter State University.

J. W. Getsinger, son of B. W. Getsinger of this city, has received notice from the university of Arizona at Tucson that he has been awarded the Maricopa county scholarship. The notification of his success contained also a letter of congratulation from President A. H. Wilde.

The scholarship carries with it an annual remuneration of \$150 and is awarded after a competitive examination. This year's examination took place in August and there were some twenty contestants. Mr. Getsinger, who is a graduate of the local high school, will leave for Tucson in time to enter the varsity at its opening session on Monday next.

HARVESTER SUIT POSTPONED

CHICAGO, Sept. 20.—Taking testimony in the government's suit to dissolve the International Harvester company was postponed until October 2, on the representation of the defense that one attorney is ill and one in California.

IMPORT MEN AT BINGHAM TO BREAK STRIKE

No Demonstration is Made When Deputies Escort Non-Unionists to Hotel Belonging to the Copper Company

MAY ATTEMPT TO OPEN WORKINGS

If This is Done Western Federation Officials Declare They Will Call Out Employees of the Ely Consolidated Mines

[ASSOCIATED PRESS DISPATCH] BINGHAM, Sept. 20.—The third day of the strike of the copper miners failed to bring out any new developments in the situation. Prospects for settlements were as far off tonight as when the strike first began. The strikers crowded the streets all day, but made no demonstrations not even when the Utah Copper company imported twenty men this afternoon, supposed to be strike breakers.

Not a shot was fired in the camp today, and the district is quiet tonight. The sheriff's forces now comprise two hundred and fifty men, most of whom are armed with rifles. It was said early tonight that an attempt would be made to open the workings at eleven o'clock, but up to that time there had been no indications that the men were going to work.

The first aggressive move of the Utah Copper company whose 2,800 employees are on strike for higher wages, was made today when twenty men, white and Japanese, were brought over the Denver and Rio Grande and escorted by a deputy sheriff to the company's hotel near the mines. Groups of strikers viewed this advance guard of non-unionists with apparent indifference.

Earlier in the day the engineers and firemen of the railroads decided to continue work if assured protection and on the assurances of the sheriff and general manager of the copper company they moved the trains.

There was no shooting in the Bingham district today. Sheriff Sharp restrained his deputies from attempting to disarm the foreigners, fearing that such action might revive the trouble.

It was reported tonight that the steam shovel mine would be started at 11 o'clock tonight. J. C. Lowrey, local member of the executive board of the Western Federation of Miners, said: "If they do it, we will shut down their mines in Nevada."

A similar statement made earlier in the day by President Moyer at Salt Lake declared a member of the board would reach Ely tomorrow to declare a strike of the Ely Consolidated employees.

MOTORS START ON MAD WHIRL

Twenty-Four Hour Race is On at Brighton Beach Stadium Motordrome with Many Speedy Contestants Entered

[ASSOCIATED PRESS DISPATCH] NEW YORK, Sept. 20.—Pile teams started at 10:11 o'clock tonight in the Brighton Beach stadium motordrome. The starters were: Arthur Chapple, of New York and Charles Spencer, of Springfield, Massachusetts; James McNeil, of Edinburgh, Scotland and John Cox, of New York; Hartley Thomas and Ray Vedythe of Philadelphia; George Lockner and William Shields of Syracuse, N. Y.; William Wray of Brooklyn and William Verderbury, of Philadelphia.

The record for twenty-four hours is 1,993 miles.

The racers set off at a terrific pace and at the end of the first sixty minutes riding, the leaders, Lockner and Shields, had reeled off sixty-seven miles and one lap, with Chapple and Spencer a lap behind while the minimum was sixty-two miles an hour, the distance covered by Wray and Verderbury.

The record for an hour of forty-five miles, was made by Spencer and Gustopson on the Springfield track, which was banked, only thirty degrees, while the Brighton Beach track, is banked fifty-three degrees.

WEATHER TODAY

[ASSOCIATED PRESS DISPATCH] WASHINGTON, Sept. 20.—For Arizona: Fair and not quite so warm Saturday; Sunday fair.

JUDGES DECLARE PETITION ILLEGAL

Signatures to Local Option Document Not Made by Original Parties.

[ASSOCIATED PRESS DISPATCH] SPOKANE, Sept. 20.—Five judges of the superior court of Spokane county decided today to issue an order forbidding the city commissioner from calling an election to submit the local option question to a vote. After a petition containing over ten thousand names had been filed, the anti-prohibitionists began proceedings to prevent the calling of the election, alleging that the petition was illegal for the reason that the addresses were written on the petition by other than the signers.

It is also alleged that in some cases, one person had signed for others than himself. The court ruled that the petition was illegal, and no election can be called.

WANDERER A SURPRISE.

Takes Three Heats in Ten Thousand Dollar Stake at Detroit.

[DETROIT, Sept. 20.—Young MacEve sprung a surprise at the state fair grounds today when he drove The Wanderer to victory in the Michigan ten thousand dollar stake. Dorah Medium, Geer's entry, of whom the most expected, failed, but finished inside the money. The Wanderer, overlooked by betters took kindly to the heavy going and after finishing last in the first heat, went out and took the next three in impressive style.

ARE ACCUSED OF SMUGGLING

Navigation Official and Commerce Inspector Are Indicted for Complicity in Introducing Contraband Opium

[ASSOCIATED PRESS DISPATCH] SAN FRANCISCO, Sept. 20.—Robert Donaldson, assistant superintendent of navigation of the Pacific Mail Steamship company and Henry Gallagher, United States customs inspector, were indicted here tonight by the federal grand jury, charging complicity in a smuggling of opium conspiracy, in which many others are indicted. Warrants were issued for their arrest and they are being sought.

The indictments are based upon the testimony of David Powers and Emil Fielder, employees of the Western Fuel company, who were arrested at Oakland in December last year with several hundred tins of contraband opium in their possession. Powers and Fielder served four and six months respectively in the Alameda county jail.

The supposed connection of Donaldson and Gallagher with the smuggling plot was first revealed through the interception by government officials of a letter given by Fielder, while in jail, to a discharged prisoner. The letter implicated both of the men who were arrested today and eventually reached Lieutenant of Customs Joseph Head who had begun an investigation of what he believed to be a local opium smuggling conspiracy.

Powers testified before the grand jury that he had been approached by Donaldson in December with a proposition to assist in landing opium, then concealed in the steamer Siberia, which was then being loaded with coal by a barge on which he and Fielder were working.

He at first refused to consider the matter, he said, but later decided to take a chance and was taken aboard the Siberia and met two Chinese boys who had secreted the opium. Two nights later, said Powers, three hundred and twenty tins of opium were transferred from the Siberia to the barge.

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NEW RECORDS MADE ON FORBES FIELD

Athletes from All Parts of the United States Appear at Pittsburgh.

[ASSOCIATED PRESS DISPATCH] PITTSBURGH, Sept. 20.—Two new records were established, several equalled and exceptionally good marks hung up in the majority of the events participated in today by the junior athletes from all parts of the United States, under the auspices of the Amateur Athletic union. The senior games will be played tomorrow.

E. McCarthy of the Irish-American Athletic club, New York, made a new junior record in the hop, step and jump with a mark of 45 feet 9 inches, while E. Muller of the same organization threw the discus a hundred and twenty-six feet. By only the matter of a point the New York Athletic club carried off first honors with a total of thirty-one for the day.

REBELS RETURN TO BARBARISM IN NICARAGUA

Turn Upon Helpless Non-Combatants and Women and Torture Them According to State Department Report

AMERICAN MINISTER ASKED TO PROTECT

Two Brothers Have Been Inhumanely Treated, Deprived of Food and Are Now Threatened With Death

[WASHINGTON, Sept. 20.—Conditions at Granada, Nicaragua, "are worse than those which existed in the Congo and in Putumayo" according to a state department report. The rebels have turned upon the helpless non-combatants and women and their warfare is characterized by a return to absolute barbarism, is another part of the report.

American Minister Weitzel has received a letter from Pedro Rafael Cuadra, minister of finance to President and from Carlos Cuadra, the Nicaraguan minister, of the mixed claims commission, which in the name of humanity and civilization they appeal to Minister Weitzel to do all that he can to protect their families who are being persecuted at Granada.

They have learned that General Mena and his agents are persecuting their relatives because they themselves are members of the Diaz government. Their brothers, they declare, have been inhumanely tortured, deprived of food and obliged to pay large sums for a few crumbs.

For an uninterrupted period of five days they were confined in a small filthy closet and for three days of that time they were allowed no food and water. When let out they were near death.

Colonel Daniel Mena, in command of the Fort San Francisco, overlooking the town, has threatened to shoot the brothers if the government troops attack Granada. It is said that Mrs. Cuadra, wife of the minister of finance, is being hunted in Granada. She may be tortured.

CLERK TAKES POT SHOT AT GUEST

W. Blackery is Arrested for Assaulting Monroe House Lodger

W. Blackery, night clerk at the Monroe Lodging house, was arrested at 2:30 o'clock this morning, charged with shooting at F. L. McCarthy, a lodger in the hotel. McCarthy reported to the police that Blackery had entered his room and fired a shot at him. Acting Chief Brisbane placed Blackery under arrest. At the police station the prisoner stated that McCarthy had been annoying him and the guests by walking back and forth to the water cooler in the hall and that he wanted to keep him quiet.

QUEER SEA DENIZEN.

Claim Real Sea Serpent is Landed at Venice.

VENICE, Cal., Sept. 20.—One of the queerest denizens of the deep sea ever seen in this part was brought in today, by W. H. Gilman, a fisherman. Experts of fishology claimed it was a genuine sea serpent of the rarest variety.

While casting off the burned pier at Ocean Park, Gilman hauled the creature in. It was about five feet in length, black and green mottled, with a tail not unlike that of a shark. It has a dorsal fin and four feet shaped like those of a parrot. Its mouth much resembled that of an Arizona Gila monster, while its head was an exact reproduction of a California horned toad.

It died within ten minutes after being brought ashore.

WARFARE IN MONGOLIA.

LONDON, Sept. 20.—The whole of the Mongolian frontier from Kalgan to the Sungari and Nonni rivers is in a state of open warfare and 60 miles of rich Chinese corn land from Shan-taiwan to Harbin lie open and unprotected along the Mongolian frontier, a Mukden dispatch to the Telegraph says. The Chinese authorities have concentrated 10,000 troops in the threatened area.

Only two athletes who competed in the recent Olympic game at Stockholm participated in the events here today. E. Muller, Irish-American Athletic club, who today broke the junior record discus throwing, finished fourth in that event across the sea. The second was J. Gallagher of Philadelphia, who today won the five mile race, and who came in seventh at the Olympic Marathon.

RAIN MAY CAUSE RACE POSTPONEMENT

Milwaukee Track is so Soft Running of Cars is Dangerous.

[ASSOCIATED PRESS DISPATCH] MILWAUKEE, Sept. 20.—Race officials and motoring enthusiasts tonight, on the eve of the eighth scheduled running of the historic Vanderbilt Cup automobile race, almost gave up hope of witnessing the contest. The continued rainy weather made the course so soft that it was dangerous. Even with fair weather tonight and tomorrow, it is a question whether the course could be put in a condition that would warrant the race at the scheduled hour.

The waiting thousands found little consolation in the weather prediction issued tonight. The Pabst, Wisconsin and trophy races for small and medium cars have been postponed from today until next Tuesday because of the condition of the course. It is intimated that the Vanderbilt race might be run off Sunday. Most of the officials, however, announced that the Vanderbilt event would be run off tomorrow unless a heavy rain occurred.

IN BLOODY ENGAGEMENT

ROME, Sept. 20.—The most sanguinary engagement of the war in Tripoli was fought yesterday near Derne, a town on the Mediterranean coast 140 miles northeast of Benghazi. The Italians lost 61 men, and 113 wounded. The Turks and Arabs left more than 800 dead on the field. Forty-one prisoners, including an Arab chief, fell into the hands of the Italians.

In justification of his action, he declared that the republican managers are now "behaving worse than they behaved before." Roosevelt passed the day in Nebraska, traveling leisurely with a speech for every stop. At Lincoln the colonel passed three hours, and put in the evening at Omaha.

The Omaha auditorium and the Lincoln auditorium were filled as tightly as the police would permit. It was at Lincoln that the colonel spoke of his decision to leave the republican party. He began by saying that Victor Rosewater of Omaha, former republican national committeeman, "stole the Nebraska delegates to the republican convention, just as effectively as if the delegates had been thrown out."

The colonel attacked the leaders of the republican party, adding: "Imagine Abe Lincoln associating with Barnes, Penrose and other such men."

CHAMP ON STUMP

CHICAGO, Sept. 20.—Democratic headquarters announced today that Speaker Champ Clark would campaign in New Mexico, Arizona, Nevada and California.

PRISONER MAKES ESCAPE.

SAN FRANCISCO, Sept. 20.—While Deputy Sheriff George Keim of Los Angeles was gazing down the length of a fresh cigar to the flaming match he held at its end, the prisoner he was taking to San Quentin slipped out of his sight and escaped. The police today have no trace of him.

ODD FELLOWS IN LINE

WINNIPEG, Manitoba, Sept. 20.—Thirty thousand Odd Fellows from all parts of America marched through Winnipeg streets today, while throngs looked on.

LYNCH NEGRO FOR ASSAULT

Report Is Made of Summary Dealings With Alleged Assault of Six-Year-Old Child of Woman Homesteader

[ASSOCIATED PRESS DISPATCH] BAKERSFIELD, Cal., Sept. 20.—The lynching of a negro on the desert, thirty miles east of Mojave by men alleged to be employed by the Los Angeles Aqueduct company, was reported here tonight. It is said that the negro assaulted the six-year-old child of a woman who is homesteading a tract of land near the aqueduct camp in Jawbone Canyon.

The men formed a posse which pursued the negro, surrounding him in a gulch several miles distant from the scene of the alleged crime. They riddled his body with bullets. The deputy coroner and a deputy sheriff left here tonight in an automobile to make an investigation.

GET DEAF MUTE FORGER

[ASSOCIATED PRESS DISPATCH] SAN FRANCISCO, Sept. 20.—Irving Hart, a deaf mute, wanted by the sheriff of a California county, was arrested today just as he had received one hundred dollars from a hotel clerk on a check alleged to be bogus. He is charged with forgery.

TWENTY HURT IN WRECK

[ASSOCIATED PRESS DISPATCH] LEXINGTON, Ky., Sept. 20.—Twenty passengers were injured in a wreck on Louisville & Nashville railroad near Paris, Kentucky, this afternoon.

TEDDY TELLS WHY HE QUIT REPUBLICANS

Says He Found the Only Way to Reform Kind of Men Composing Grand Old Party is With a Club

COLONEL PASSES DAY IN NEBRASKA

Asks Audiences to Imagine Abe Lincoln Associating With Barnes, Penrose and With Other Such Political Leaders

[ASSOCIATED PRESS DISPATCH] OMAHA, Sept. 20.—A defense of his action in quitting the republican party and taking a lead in the formation of the new party was made today by Colonel Roosevelt. The colonel said he had been urged to remain in the republican party, but that he had found "the only way we can reform that kind of men is with a club."

In justification of his action, he declared that the republican managers are now "behaving worse than they behaved before." Roosevelt passed the day in Nebraska, traveling leisurely with a speech for every stop. At Lincoln the colonel passed three hours, and put in the evening at Omaha.

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AVIATOR DIES FROM FALL OF THIRTY FEET

Everett Russell Blair Is Killed While Attempting Exhibition Flight, His Machine Striking Air Current and Overturning

AERO CLUB BLAMED FOR DEATH OF GILL

Gus Mestach, Whose Monoplane Collided With Biplane in Midair Says Protest Had Been Made on Account of Darkness

[SHENANDOAH, Iowa, Sept. 20.—Everett Russell Blair of Kansas City was killed here today in a fall of thirty feet while making an exhibition flight. Blair had just made a successful flight and landed some distance from the crowd. In attempting to rise his machine struck an air current, turned over and crashed the aviator under the wreckage, death resulting before aid reached him.

BLAMES AERO CLUB

CHICAGO, Sept. 20.—Testifying at the inquest into the death of Aviator Howard W. Gill today, Gus Mestach, the French aviator, whose monoplane collided with Gill's biplane said: "I protested to the Aero club of Illinois, against flying in the approaching darkness but the officials insisted that I should fly because the crowd would be disappointed if I did not. The officials then promised that my machine would be the only one in the air, but did not keep their promise. I was going at terrific speed when I saw Gill's biplane 300 feet ahead and tried in vain to avoid a collision."

"The officials in charge of the aviation meet are all millionaires and none of them know the first thing about aviation. They violated every rule to safeguard the lives of the aviators." William Pickens, manager of Aviator Horace Kearney so testified when the examination of Mestach, the French aviator, was concluded.

"If the officials had been more interested in the movements of the aviators, instead of parading around displaying their badges and showing authority, the accident could have been avoided," Pickens testified. "Gill said to me before he went into the air on the day of his death, 'I don't like this idea of flying at twilight. There is going to be a serious accident as a result of it.'"

Marcel Tournier, a French aviator in a monoplane, thrilled crowds at Grant Park today by sailing over the course at a speed of almost two miles per minute. The aviators tonight made an agreement to refuse to fly when the conditions of air were dangerous.

AGAINST WAR AEROPLANES. GENEVA, Switzerland, Sept. 20.—Reconsidering its action of last night the inter-parliamentary union today adopted a resolution introduced by the Belgium secretary of state interdicting the use of aeroplanes in war.

MAKES FATAL MISTAKE.

TUCSON, Ariz., Sept. 20.—Mistaking his son-in-law, Max Smith Brezell, aged 22, of Los Angeles, for a prowling wild beast, Oscar M. Hunt, also from Los Angeles, fired into the dark at his ranch home, 20 miles southwest of here and fatally wounded Brezell. The wounded man was rushed to a Tucson hospital, where he died. Both he and Hunt were prominent mining men. Brezell had been married but two weeks.

COLLECTOR RELEASES OPERA TROUPE TRUNKS

San Francisco Will Witness Production Through Lifting of Regulations

[ASSOCIATED PRESS DISPATCH] SAN FRANCISCO, Sept. 20.—To release the music loving people of this city, Collector Stratton stretched the federal regulation today and released forty-nine cases of personal effects belonging to the opera troupe which will open the San Francisco season tomorrow night. The cases had been shipped from New York under bond as one shipment, and declaration of their value had to be made by the individual owners. To do so would have required several days, and the company could not have opened tomorrow. On the assurance of an Italian editor that he would be personally responsible for the correct individual declaration at a later date, the costumes were admitted in a lump.